



TFW 2683

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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
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Docket Number (Optional)

60027.0440US01/BS00030B

In re Application of: Samuel N. Zellner, et al.

Application No.: 09/740,372

Filed: December 19, 2000

For: Identity Blocking Service From a Wireless Service Provider

The owner*, BellSouth Intellectual Property Corporation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term **prior patent** No. 6,738,808 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said **prior patent** is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the **prior patent** are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the **prior patent**, "as the term of said **prior patent** is presently shortened by any terminal disclaimer," in the event that said **prior patent** later:


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- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 22,176


Signature

December 30, 2005

Date

01/04/2006 HLE333 00000032 132725 09740372

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